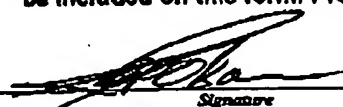


<b>PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)</b> (Small Entity)					Docket No. ETES342.05A2	
In Re Application Of: LOUISE E. MOSER						
Application No. 10/631,022	Filing Date 07/29/2003	Examiner LOHN, JOSHUA A.	Customer No. 8156	Group Art Unit 2114	Confirmation No. 9512	
Invention: <b>CONSISTENT MESSAGE ORDERING FOR SEMI-ACTIVE AND PASSIVE REPLICATION</b> GENERAL FAX CENTER FEB 10 2005						
<b>COMMISSIONER FOR PATENTS:</b>						
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of <u>09/16/2004</u> in the above-identified application. <small>Date</small>						
The requested extension is as follows (check time period desired): <input type="checkbox"/> One month <input checked="" type="checkbox"/> Two months <input type="checkbox"/> Three months <input type="checkbox"/> Four months <input type="checkbox"/> Five months from: <u>12/16/2004</u> until: <u>02/16/2005</u> <small>Date Date</small>						
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27						
The fee for the extension of time is <b>\$225</b> and is to be paid as follows:						
<input type="checkbox"/> A check in the amount of the fee is enclosed.						
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 07-1137						
<input checked="" type="checkbox"/> If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 07-1137						
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.						
<b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 <small>Signature</small>			Dated: <u>2/10/05</u>			
John P. O'Banion, Reg. No. 33,201 O'BANION & RITCHEY LLP 400 Capitol Mall, Suite 1550 Sacramento, CA 95814 (916) 498-1010			<div style="font-size: small;">I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(e)] on</div> <div style="border-top: 1px solid black; margin-top: 5px;"><small>(Date)</small></div> <div style="border-top: 1px solid black; margin-top: 5px;"><small>Signature of Person Mailing Correspondence</small></div> <div style="border-top: 1px solid black; margin-top: 5px;"><small>Typed or Printed Name of Person Mailing Correspondence</small></div>			
CC:						

P122MALL/REV08

PAGE 2/23 \* RCVD AT 2/10/2005 8:46:03 PM [Eastern Standard Time] \* SVR:USPTO-EFXXF-1/1 \* DNIS:8729306 \* CSID:9164981074 \* DURATION (mm:ss):06:40

02/17/2005 CCURTIS 00000001 071137 10631022

01 FC:2252 225.00 DA

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/631,022 Confirmation No.: 9512  
Applicant : LOUISE E. MOSER  
Title : CONSISTENT MESSAGE ORDERING FOR SEMI-ACTIVE AND  
PASSIVE REPLICATION  
Filed : 07/29/2003  
TC/A.U. : 2114  
Examiner : LOHN, JOSHUA A.  
Docket No. : ETE5342.05A2  
Cust. No. : 8156

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FEB 10 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## AMENDMENT

Dear Sir:

In response to the Office Action mailed 09/16/2004, please amend the above-identified U.S. patent application as follows:

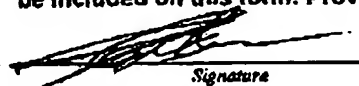
Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 18 of this paper.

02/17/2005 CCURTIS 00000002 071137 10631022

01 FC:2201 200.00 DA  
02 FC:2203 180.00 DA

Page 1

AMENDMENT TRANSMITTAL LETTER (Small Entity)				Docket No.	
Applicant(s): LOUISE E. MOSER				ETE5342.05A2	
Application No. 10/631,022	Filing Date 07/29/2003	Examiner LOHN, JOSHUA A.	Customer No. 8156	Group Art Unit 2114	Confirmation No. 9512
Invention: CONSISTENT MESSAGE ORDERING FOR SEMI-ACTIVE AND PASSIVE REPLICATION					
<b>COMMISSIONER FOR PATENTS:</b>					
Transmitted herewith is an amendment in the above-identified application.					
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	67	69	0	x \$25.00	\$0.00
INDEP. CLAIMS	28	6	22	x \$100.00	\$2800.00
Multiple Dependent Claims (check if applicable) <input checked="" type="checkbox"/>					\$180.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$380.00
<input type="checkbox"/> No additional fee is required for amendment.					
<input checked="" type="checkbox"/> Please charge Deposit Account No. 07-1137 in the amount of \$480.00					
<input type="checkbox"/> A check in the amount of to cover the filing fee is enclosed.					
<input type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No.					
<input type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.					
<input type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
Signature  John P. O'Banion, Reg. No. 33,201 O'BANION & RITCHEY LLP 400 Capitol Mall, Suite 1550 Sacramento, CA 95814 (916) 498-1010			Dated: 2/10/05		
cc:			I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(e)] on  (Date)  Signature of Person Mailing Correspondence  Typed or Printed Name of Person Mailing Correspondence		